

AMENDMENT TO THE CHAIRMAN'S MARK

OFFERED BY MR. HENSARLING

[Amendment #20]

[Apply Pay-go to Appropriations Bills.]

This amendment extends the Pay-go rule to discretionary spending (appropriations bills). The current pay-as-you-go rule (Pay-go) applies only to mandatory spending and revenue legislation that would cause a deficit increase relative to CBO's baseline. This amendment provides a point of order against an appropriations bill causing a deficit increase relative to CBO's baseline. Current Pay-go under House Rules applies only to entitlement or tax legislation that increases the deficit. This amendment extends the same discipline to about 40% of spending that is currently provided through appropriations bills and is now exempt from pay-go. .

Amend the Chairman's Mark:

Add the following section at the end of Title
[]:

1 **SEC. [____]. PAY-AS-YOU-GO POINT OF ORDER FOR DIS-**
2 **CRETIONARY SPENDING .**

3 (a) POINT OF ORDER.— Except as provided in sub-
4 section (c), it shall not be in order to consider any bill,
5 joint resolution, amendment, or conference report if the
6 provisions of such measure affecting discretionary appro-
7 priations, as defined in section 250(c)(7) of the Balanced
8 Budget and Emergency Deficit Control Act of 1985, have
9 the net effect of increasing the deficit or reducing the sur-
10 plus for either the period comprising—

11 (1) the current fiscal year; or

12 (2) the budget year set forth in the most re-
13 cently completed concurrent resolution on the budg-
14 et.

15 (b) CBO BASELINE.—The effect of such measure on
16 the deficit or surplus shall be determined on the basis of
17 estimates made by the Committee on the Budget relative
18 to baseline estimates supplied by the Congressional Budg-
19 et Office consistent with section 257 of the Balanced
20 Budget and Emergency Deficit Control Act of 1985.

21 (c) EMERGENCY DESIGNATION.—The emergency des-
22 ignation shall apply as follows—

23 (1) Except as provided in subparagraph (2), the
24 evaluation under paragraph (a) shall exclude a pro-
25 vision expressly designated as an emergency for pur-
26 poses of pay-as-you-go principles in the case of a

1 point of order under this clause against consider-
2 ation of— (A) a bill or joint resolution; (B) an
3 amendment made in order as original text by a spe-
4 cial order of business; (C) a conference report; or
5 (D) an amendment between the Houses.

6 (2) In the case of an amendment (other than
7 one specified in subparagraph (1)) to a bill or joint
8 resolution, the evaluation under paragraph (a) shall
9 give no cognizance to any designation of emergency.

10 (3) If a bill, a joint resolution, an amendment
11 made in order as original text by a special order of
12 business, a conference report, or an amendment be-
13 tween the Houses includes a provision expressly des-
14 ignated as an emergency for purposes of pay-as-you-
15 go principles, the Chair shall put the question of
16 consideration with respect thereto.

